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I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST CLASS MAIL IN AN ENVELOPE ADDRESSED TO: COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450, ON THE DATE INDICATED BELOW.

BY: Monica M. Rance Date: January 6, 2006

MAIL STOP PETITION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Patent Application of:	:	
Kazunao Nakasuka et al.	:	
Conf. No.: 4952	:	Group Art Unit: 2652
Appln. No.: 10/089,397	:	Examiner: David Donald Davis
Filing Date: March 29, 2002	:	Attorney Docket No.: 8861-426US (544475)
Title:	:	
SWING ACTUATOR METHOD OF MANUFACTURING THE SWING ACTUATOR, AND ARM POSITIONING DEVICE		

PETITION TO WITHDRAW HOLDING OF ABANDONMENT
UNDER MPEP 711.03(c)(I)(A)

We hereby petition to withdraw the Notice of Abandonment dated November 16, 2005 in the above-identified patent application on the basis that the Office Action forming the basis of the abandonment was never received.

The Office Action dated May 6, 2005 was not received by our office. A search of the file jacket and the docket records in our office indicates that this Office Action was never received. Attached is a copy of the docket record where the non-received Office Action would have been entered had it been received and docketed. Also attached are copies of Patent Mail Logs dated May 6, 2005 through May 27, 2005 that disclose all other USPTO correspondence received by our office. The mail logs fail to disclose the receipt of the Office Action dated May 6, 2005.

No fee is believed to be due with respect to this Petition. However, the Commissioner is hereby authorized to charge any deficiencies or credit any overpayments to Deposit Account No. 50-1017.

In consideration of these submissions, it is respectfully requested that the Notice of Abandonment dated November 16, 2005 be withdrawn and a new Office Action be mailed.

Respectfully submitted,

KAZUNAO NAKASUKA ET AL.

January 6, 2006
Date

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Country Application

Thursday, December 22, 2005

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Client/Matter #: 208861.0426

AG Matter: 208861.0426

SubCase:

Client: AOYAMA & PARTNERS

Country: US

United States of America

Case Type: PCT

Application Status: Abandoned

Application Number: 10/089,397

Filing Date: 29-Mar-2002

Publication Number:

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Patent Number:

Issue Date:

Parent/PCT Number:

Parent/PCT Date :

Parent Issue Number:

Parent Issue Date :

Tax Schedule: LE

Expiration Date: 25-Jul-2021

Confirmation #: 4952

Patent Term Adjustment: 0

Owner: 05532

MATSUSHITA ELECTRIC INDUSTRIAL CO., LTD.

Agent:

Agent Reference #:

App.Title: ROTARY TYPE ACTUATOR, MANUFACTURING METHOD FOR THE SAME
AND ARM POSITIONING APPARATUS

Inventors:

Family Reference:

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Kunita, Takuo

Masuda, Masato

Nakasuka, Kazunao

Attorney(s): MGB

Paid By CPI? ☒

Atty. Docket #: 8861-426US

Client Ref. #: P25654-01

List Of Actions

Action(s) Due	Due Date	Action Taken
POST CARD CHECK	29-Apr-2002	Due Date 15-Apr-2002
FILG RCPT STATUS CHK	29-Sep-2002	Due Date 08-Jul-2002
SC-RECORDATION?	29-Sep-2002	Due Date 05-Aug-2002
RESTRICTION REQUIRE	11-Apr-2005	Due Date 05-Apr-2005
RESTRICTION REQUIRE - Final	11-Jul-2005	Final 05-Apr-2005
STATUS CHECK	05-Dec-2005	Due Date



Friday, May 6, 2005

Client/Matter No.	Serial No.	Description	Routing
6023-148	10/216,426	Notice of Abandonment	MGB
10407-117	10/515,359	Filing Receipt	Foreign Filing
9476-65U1	10/953,866	Updated Filing Receipt	CAJ
9976-36	10/978,010	Recordation	Foreign Filing
10348-1	D343,196	Recordation	Foreign Filing
8861-418	10/009,356	Issue Fee Transmittal & NOA	DCM
10407-70	10/721,981	Issue Fee Transmittal & NOA	DCM

Monday, May 9, 2005

Client/Matter No.	Serial No.	Description	Routing
285-761U1	11/091,031	Notice to File Missing Parts & Filing Receipt	LLC
6438-288	11/099,717	Filing Receipt	Foreign Filing
9874-22U2	11/102,257	Filing Receipt	JJ
1359-253U1	11/100,111	Filing Receipt	CAJ
8391-49U1	11/095,319	Filing Receipt	Foreign Filing
601560-8	10/924,548	Recordation	Foreign Filing
286-1	10/981,008	Recordation	Foreign Filing
10717-1U1	10/086,924	Issue Fee Transmittal & NOA	DCM
10844-59	29/209,400	Issue Fee Transmittal & NOA	DCM
5887-311	10/663,029	Issue Fee Transmittal & NOA	DCM
368-1RE	10/107,239	Notice of Non-Compliance	JJ
100517-5U1	10/987,048	OA	LLK
9369-85	10/316,382	Restriction Requirement	WWS
10059-427	10/203,237	OA	WWS
10059-445	10/296,426	OA	
600630-31	11/054,511	OA	WWS

Tuesday, May 10, 2005

Client/Matter No.	Serial No.	Description	Routing
10338-3U1	10/087,268	Notice of Abandonment	ASN
7842-45U1	11/099,998	Notice to File Missing Parts & Filing Receipt	JJ
8861-519	11/100,244	Filing Receipt	Foreign Filing
9369-107	11/024,102	Filing Receipt	Foreign Filing
6023-181	10/997,229	Notice of Publication	Foreign Filing
8702-118U2	10/996,233	Notice of Publication	Foreign Filing
600630-26	10/967,438	Notice of Publication	Foreign Filing
9448-163	10/970,637	Notice of Publication	Foreign Filing
9369-50U1	10/981,078	Notice of Publication	Foreign Filing
8934-99	10/974,269	Notice of Publication	Foreign Filing
006250-93	10/496,008	Notice of Publication	Foreign Filing
8861-501	10/512,662	Notice of New or Revised Projected Publication Date	Foreign Filing
10747-9	29/212,627	Recordation	Foreign Filing
6009-294	29/216,395	Recordation	Foreign Filing
6009-293	29/216,394	Recordation	Foreign Filing
121382-10	10/979,729	Recordation	Foreign Filing
8056-136	10/778,383	Issue Fee Transmittal & NOA	DCM
10833-1	10/639,704	Restriction Requirement	LLK
10059-424	10/168,415	OA	WWS
10338-1U1	10/305,633	OA	ASN
263-78	D504,741	Letters Patent & Soft Copies	DCM
6023-179	6,886,500	Letters Patent & Soft Copies	DCM

Wednesday, May 11, 2005

Client/Matter No.	Serial No.	Description	Routing
600754-11	60/672,413	Filing Receipt	CAJ
10000-34	11/101,805	Filing Receipt	Foreign Filing
6527-20	11/101,358	Filing Receipt	Foreign Filing
8861-524	11/100,896	Filing Receipt	Foreign Filing
681438-8U1	11/009,616	Updated Filing Receipt	JDS
681438-13U1	11/015,519	Updated Filing Receipt	JDS
8702-175U7	60/614,918	Corrected Filing Receipt	JJ
681158-2	10/927,813	Recordation	Foreign Filing
9976-7	09/458,605	Restriction Requirement	CAJ
10660-114	10/277,651	OA	MGB
4110-332U1	10/987,371	OA	JJ
6438-272	D504,892	Letters Patent & Soft Copies	DCM
600348-1U1	6,891,470	Letters Patent & Soft Copies	DCM
8391-49	6,889,728	Letters Patent & Soft Copies	DCM
5796-138	6,889,759	Letters Patent & Soft Copies	DCM
9976-8	6,891,631	Letters Patent & Soft Copies	DCM

Thursday, May 12, 2005

Client/Matter No.	Serial No.	Description	Routing
6023-163	10/369,068	Notice of Abandonment	WWS
10816-1U1	10/434,878	Issue Notification	RAW
9448-104	09/624,941	Issue Notification	CAJ
8702-99U3	10/418,814	Issue Notification	JJ
10660-54U1	29/188,151	Issue Notification	MGB
681063-11	60/664,222	Filing Receipt	MGB
9250-56	60/672,378	Filing Receipt	LXS
10499-1029	11/051,573	Updated Filing Receipt	MGB
681438-11U1	11/009,678	Updated Filing Receipt	JDS
6023-184	11/040,076	Updated Filing Receipt	Foreign Filing
10407-16	10/120,693	Communication Regarding IDS	DCM
9203-14U1	10/112,129	Interview Summary	CAJ
10059-453	10/326,329	OA	WWS
9764-14	10/458,898	OA	MGB
10059-452	10/313,824	OA	WWS

Friday, May 13, 2005

Client/Matter No.	Serial No.	Description	Routing
6438-273	29/206,257	Notice of Abandonment	MGB
600630-33	11/079,163	Notice to File Missing Parts & Filing Receipt	Foreign Filing
8899-62	60/671,317	Filing Receipt	CAJ
8861-509	10/516,576	Filing Receipt	Foreign Filing
10407-25U1	11/102,164	Filing Receipt	Foreign Filing
7706-241	60/670,309	Filing Receipt	WWS
601285-1	60/670,310	Filing Receipt	WWS
8743-84U1	11/063,069	Updated Filing Receipt	LLC
920-17	11/078,156	Updated Filing Receipt	Foreign Filing
681438-20U2	11/017,468	Updated Filing Receipt	JDS
681438-11	60/531,501	Replacement Filing Receipt	JDS
10816-3U3	29/217,086	Issue Fee Transmittal & NOA	DCM
6023-168U1	10/842,352	OA	WWS
10059-449	10/328,624	OA	WWS
10407-35	10/272,606	Final Rejection	WWS
10059-415	10/111,261	OA	WWS

Monday, May 16, 2005

Client/Matter No.	Serial No.	Description	Routing
9896-141	29/227,773	Filing Receipt	Foreign Filing
8861-526	11/108,300	Filing Receipt	Foreign Filing
6438-289	11/108,483	Filing Receipt	Foreign Filing
383-9U2	11/101,698	Filing Receipt	MGB
10844-77	11/085,392	Filing Receipt	Foreign Filing
8861-523	11/106,085	Filing Receipt	Foreign Filing
9369-110	11/070,076	Updated Filing Receipt	Foreign Filing
600630-32	11/076,836	Updated Filing Receipt	Foreign Filing
10622-19	10/134,158	Issue Fee Transmittal & NOA	DCM
10747-8	10/889,794	Restriction Requirement	CAJ
6154-151	10/247,936	Restriction Requirement	WWS
10622-32	10/304,358	OA	CAJ
10059-442	10/272,575	OA	WWS
4869-205	10/720,678	Restriction Requirement	MGB

Wednesday, May 18, 2005

Client/Matter No.	Serial No.	Description	Routing
920-8	10/718,228	Issue Notification	WWS
4070-206	10/455,107	Issue Notification	WWS
927-89	10/742,235	Issue Notification	WWS
10844-38	10/663,186	Issue Notification	MGB
8861-497	10/502,369	Corrected Filing Receipt	Foreign Filing
8702-247	60/651,956	Updated Filing Receipt	JJ
8305-249	10/996,837	Notice of Publication	Foreign Filing
681486-1	10/983,528	Restriction Requirement	WWS
7535-658	10/426,214	OA	WWS
10812-2	10/601,498	Final Rejection	CAJ

Thursday, May 19, 2005

Client/Matter No.	Serial No.	Description	Routing
8782-57	60/676,350	Filing Receipt	MGB
10844-66	29/216,911	Recordation	Foreign Filing

Friday, May 20, 2005

Client/Matter No.	Serial No.	Description	Routing
8861-229U2	10/458,899	Notice of Abandonment	CAJ
9448-175	11/111,375	Notice to File Missing Parts & Filing Receipt	Foreign Filing
681132-2	10/519,515	Notice to File Missing Parts & Filing Receipt	LLC
681443-1	60/673,935	Filing Receipt	CAJ
681158-7	11/112,226	Filing Receipt	Foreign Filing
10768-5	11/111,568	Filing Receipt	Foreign Filing
681578-3	11/089,074	Filing Receipt	LLK
10499-721	10/696,410	Notice of Publication	Foreign Filing
601227-41	10/700,887	Notice of Publication	Foreign Filing
9448-162	10/962,876	Notice of Publication	Foreign Filing
681219-2	60/628,240	Recordation	Foreign Filing
100517-6U1	10/985,215	Recordation	Foreign Filing
1796-355	10/944,994	Recordation	Foreign Filing
600348-10U1	10/955,451	Recordation	Foreign Filing
8182-29	10/896,659	Recordation	Foreign Filing
9823-27U1	10/895,635	Recordation	Foreign Filing
100517-7U1	10/985,211	Recordation	Foreign Filing
10844-68	29/216,909	Recordation	Foreign Filing
681158-3	10/987,097	Recordation	Foreign Filing
263-106	29/213,886	Recordation	Foreign Filing
10844-67	29/216,924	Recordation	Foreign Filing
600630-25	10/948,977	Recordation	Foreign Filing
015644-1	60/621,020	Recordation	Foreign Filing
285-755	60/553,076	Recordation	Foreign Filing
10407-95	10/501,500	Recordation	Foreign Filing
10800-3U3	10/731,288	Issue Fee Transmittal & NOA	DCM
4869-217	29/198,441	Issue Fee Transmittal & NOA	DCM
4869-223	29/205,751	Issue Fee Transmittal & NOA	DCM
10059-368	09/719,526	OA	WWS
8743-66U1	10/421,232	Restriction Requirement	LLC
9369-89	10/379,619	OA	CAJ
10407-58	10/469,062	Final Rejection	MGB
10844-35	10/656,698	OA	WWS

Friday, May 20, 2005

Client/Matter No.	Serial No.	Description	Routing
6023-170	6,895,339	Letters Patent & Soft Copies	DCM
263-91	6,892,554	Letters Patent & Soft Copies	DCM
680158-1	6,892,722	Letters Patent & Soft Copies	DCM
10000-22	6,895,180	Letters Patent & Soft Copies	DCM
10061-19	6,895,185	Letters Patent & Soft Copies	DCM

Monday, May 23, 2005

Client/Matter No.	Serial No.	Description	Routing
600630-36	11/110,058	Filing Receipt	Foreign Filing
5887-349	60/677,043	Filing Receipt	JDS
276-124	60/654,844	Updated Filing Receipt	JJ
4110-462D	29/220,971	Updated Filing Receipt	JJ
601560-12	10/947,720	Recordation	Foreign Filing
8861-511	10/991,243	Recordation	Foreign Filing
601560-11	10/943,619	Recordation	Foreign Filing
601560-13	10/955,516	Recordation	Foreign Filing
100517-5U1	10/987,048	Recordation	Foreign Filing
9369-87	10/377,215	OA	MGB
601227-42	10/748,401	OA	LLC
681333-1	10/007,574	OA	ASN
9249-57U1	10/699,344	OA	LLK

Wednesday, May 25, 2005

Client/Matter No.	Serial No.	Description	Routing
681954-175	11/111,573	Notice to File Missing Parts & Filing Receipt	Foreign Filing
6667-56	60/677,883	Filing Receipt	WWS
276-127	60/677,882	Filing Receipt	JJ
10407-131	11/114,725	Filing Receipt	Foreign Filing
10407-130	11/108,484	Filing Receipt	Foreign Filing
10768-4	10/955,757	Recordation	Foreign Filing
9249-54U1	10/752,331	Issue Fee Transmittal & NOA	DCM
4110-233U1	10/267,702	Issue Fee Transmittal & NOA	DCM
8305-240	10/801,459	Restriction Requirement	WWS
3575-110	10/811,632	OA	ASN

Thursday, May 26, 2005

Client/Matter No.	Serial No.	Description	Routing
10660-112	10/272,853	Issue Notification	WWS
4070-202	10/127,952	Issue Notification	MGB
10844-39	10/663,150	Issue Notification	MGB
10059-397	09/936,757	Issue Notification	MGB
9448-138	10/446,231	Issue Notification	MGB
100482-6	10/279,283	Issue Notification	MGB
681954-193	11/110,613	Notice to File Missing Parts & Filing Receipt	Foreign Filing
600630-19	10/498,651	Filing Receipt	Foreign Filing
7535-663	10/887,046	Updated Filing Receipt	Foreign Filing
10407-69	10/704,005	Issue Fee Transmittal & NOA	DCM
4110-346D	29/206,550	Issue Fee Transmittal & NOA	DCM
10844-40	29/194,047	Issue Fee Transmittal & NOA	DCM
8702-100U1	10/648,669	Issue Fee Transmittal & NOA	DCM
10407-52	10/450,738	Issue Fee Transmittal & NOA	DCM
10407-54	10/615,646	Restriction Requirement	WWS
8861-402	09/811,675	Final Rejection	CAJ
10407-53U1	10/877,696	OA	WWS
9203-16U1	10/317,026	OA	CAJ
681954-21	10/810,645	OA	CAJ

Friday, May 27, 2005

Client/Matter No.	Serial No.	Description	Routing
681954-202	11/119,242	Filing Receipt	Foreign Filing
245-184U1	11/093,183	Updated Filing Receipt	CAJ
8391-52	11/057,777	Updated Filing Receipt	Foreign Filing
6023-183	11/040,351	Updated Filing Receipt	Foreign Filing
9256-25	11/119,027	Notice to File Missing Parts & Filing Receipt	Foreign Filing
9448-165	10/999,822	Recordation	Foreign Filing
6023-181	10/997,229	Recordation	Foreign Filing
10000-32	10/997,307	Recordation	Foreign Filing
600348-10U1	10/909,922	Recordation	Foreign Filing
121382-12	10/996,716	Recordation	Foreign Filing
9448-164	10/996,972	Recordation	Foreign Filing
8702-118U2	10/996,233	Recordation	Foreign Filing
368-1RE	10/107,239	Letter Withdrawing Notice of Non- Compliant Amendment	JJ